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3 UNITED STATES DISTRICT COURT
4 WESTERN DISTRICT OF WASHINGTON
5 AT TACOMA

6 BILLY RAY VOLK,

7 Petitioner,

8 v.

9 PAT GLEBE,

10 Respondent.

No. C11-5821 BHS/KLS

ORDER TO SHOW CAUSE

11 This case has been referred to United States Magistrate Judge Karen L. Strombom
12 pursuant to 28 U.S.C. § 636(b)(1) and Local MJR 3 and 4. This matter comes before the Court
13 on Petitioner's application to proceed *in forma pauperis* (IFP) and Petition for writ of habeas
14 corpus under 28 U.S.C. § 2241. To file a petition and initiate legal proceedings, Petitioner must
15 pay a filing fee of \$5.00 or file a proper application to proceed IFP. Based on the information
16 provided by Petitioner, however, the Court is unable to determine whether he should be granted
17 leave to proceed IFP.

19 In his application, Petitioner states that he earns \$47.00 per month at the Stafford Creek
20 Corrections Center. ECF No. 4 at 1. Petitioner's prison trust account statement indicates that he
21 has average monthly receipts of \$194.80 and an average spendable balance of \$61.62. It is
22 unclear, however, whether the amount shown as the average spendable balance is a negative or a
23 positive balance. In addition, the Certification dated October 12, 2011 that is included in
24 Petitioner's IFP application states that he has the sum of \$0.00 to his credit. *Id.* at 2.

26 Accordingly, it is **ORDERED**:

1 (1) Mr. Volk shall pay the filing fee of \$5.00 or provide the Court with additional
2 information as to his financial status as noted above, **on or before November 25, 2011.**

3 (2) The Clerk is directed to send a copy of this Order to Petitioner.
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5 DATED 18th day of October, 2011.
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8 Karen L. Strombom
9 United States Magistrate Judge
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